

1 James P. Cunningham, No. 121406  
2 John G. Lee, No. 238899  
2 **CARROLL, BURDICK & McDONOUGH LLP**  
3 Attorneys at Law  
3 44 Montgomery Street, Suite 400  
4 San Francisco, CA 94104  
4 Telephone: 415.989.5900  
5 Facsimile: 415.989.0932  
5 Email: jcunningham@cbmlaw.com  
jlee@cbmlaw.com

6  
7 Attorneys for Defendant  
7 WARREN PUMPS, LLC

8  
9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA

11 JAMES FARRIS,  
12 Plaintiff,  
13 v.  
14 WARREN PUMPS, LLC,  
15 Defendant.

16 No. 3:08-CV-00231-EDL

17 **DEFENDANT WARREN PUMPS, LLC'S  
NOTICE OF TAG-ALONG ACTION**

18 PLEASE TAKE NOTICE THAT on July 29, 1991, the Judicial Panel on  
19 Multidistrict Litigation entered an order transferring all asbestos cases pending in federal  
20 court to the United States District Court, Eastern District of Pennsylvania, for coordinated  
or consolidated pretrial proceedings pursuant to U.S.C. § 1407 ("MDL Transfer Order").  
21 That order also applies to "tag-along actions," or actions involving common questions of  
22 fact filed after the January 1991 filings of the Panel's Order to Show Cause. MDL Rule  
23 13(e) provides:

24 Any party or counsel in actions previously transferred under section  
25 1407 or under consideration by the Panel for transfer under section  
26 1407 shall promptly notify the Clerk of the Panel of any potential  
"tag-along actions" in which that party is also named or in which  
that counsel appears.

The undersigned hereby notifies the court that this is a potential “tag-along action” which may be subject to transfer to the Eastern District of Pennsylvania. The Clerk of the Panel may either: 1) enter a conditional transfer order pursuant to MDL Rule 12(a), or 2) file an order to show cause why the action should not be transferred, pursuant to MDL Rule 13(b).

Dated: April 3, 2008

## CARROLL, BURDICK & McDONOUGH LLP

By  John G. Lee  
Attorneys for Defendant  
WARREN PUMPS, LLC

*James Farris v. Warren Pumps, LLC*  
United States District Court, Northern District of California  
Action No. CV-08-0231-EDL

## **PROOF OF SERVICE BY ELECTRONIC TRANSMISSION**

I, the undersigned, declare: that I am, and was at the time of service of the documents herein referred to, over the age of 18 years, and am not a party to the action; and I am employed in the County of San Francisco, California. My business address is 44 Montgomery Street, Suite 400, San Francisco, California 94104.

On the date executed below, I electronically served the document(s) described as:

**DEFENDANT WARREN PUMPS, LLC'S NOTICE OF TAG-ALONG ACTION**

on recipients designated on the United States District Court, Northern District of California's website.

I declare under penalty of perjury pursuant to the laws of the State of California, that the foregoing is true and correct, and was executed on April 3, 2008 at San Francisco, California.

Margaret Foley  
Margaret Foley